

Attorney Docket No. P28025

Application No. 10/538,772

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Atsushi MIYAWAKI et al.

**Confirmation No. 6795**

Group art Unit: 1653

Appln. No. : 10/538,772

(National Stage of PCT/JP2003/015790)

Examiner: Jae W. LEE

I.A. Filed : June 10, 2005

For : FLUORESCENT INDICATOR USING FRET

**AMENDMENT UNDER 37 C.F.R. § 1.116**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop Amendment  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

This is in response to the Final Office Action mailed from the U.S. Patent and Trademark Office on October 16, 2008. Inasmuch as the three-month shortened statutory period for reply is originally set in the Office Action to expire on January 16, 2009, this paper is filed by the initial due date for response. However, If any extension of time fee is necessary or any other fees to maintain the pendency of this application, the Office is authorized to charge such fee(s) to Deposit Account No. 19-0089.

**Amendments of the Claims** begin on page 2 of this paper

**Remarks** begin on page 8 of this paper.